S.B.Cr.Misc. IInd Bail App. No.4552/2007

(Jabbar Singh vs. State of Rajasthan)

Date of order : September 14, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr. Mahesh Thanvi, for the petitioner.
Mr. Vishal Raj Mehta, Public Prosecutor.

Petitioner earlier moved a bail application being S.B.Cr.Misc. Bail Application No.4493/2007 challenging the order dt. 7.9.2007. It appears that by order dt. 7.9.2007, Sessions Judge, Pali granted temporary bail to the petitioner for a period of one week i.e. up to 13.9.2007. Thus, on the relevant date, the accused was not in custody and, therefore, the bail application was dismissed as not maintainable.

Learned counsel for the petitioner has filed the instant fresh bail application today stating therein that the petitioner is now in custody and presently he is lodged at District Jail, Pali.

Having regard to the facts and circumstances of the case and the fact that there is no specific allegation against the present petitioner, I consider it just and proper to enlarge the accused petitioner on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Jabbar Singh s/o Girdhari Singh be released on bail in CR. No.127/2007, P.S. Sadar Pali provided he furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-